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PTO/SB/05 (4/98)
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# UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. 1242/12/2

First Inventor or Application Identifier Thomas O. Daniel

Title MODULATION OF ENDOTHELIAL CELL SURFACE...

Express Mail Label No. EJ353687451US Only for new nonprovisional applications under 37 C.F.R. § 1.53(b)) Assistant Commissioner for Patents APPLICATION ELEMENTS ADDRESS TO: **Box Patent Application** See MPEP chapter 600 concerning utility patent application contents. Washington, DC 20231 \* Fee Transmittal Form (e.g., PTO/SB/17) Microfiche Computer Program (Appendix) 5. (Submit an original and a duplicate for fee processing) 6. Nucleotide and/or Amino Acid Sequence Submission Specification [Total Pages (if applicable, all necessary) (preferred arrangement set forth below) Computer Readable Copy - Descriptive title of the Invention - Cross References to Related Applications Paper Copy (identical to computer copy) b. - Statement Regarding Fed sponsored R & D Statement verifying identity of above copies - Reference to Microfiche Appendix **ACCOMPANYING APPLICATION PARTS** - Background of the Invention - Brief Summary of the Invention 7. Assignment Papers (cover sheet & document(s)) - Brief Description of the Drawings (if filed) 37 C.F.R.§3.73(b) Statement Power of 8 - Detailed Description (when there is an assignee) Attorney Claim(s) 9. English Translation Document (if applicable) - Abstract of the Disclosure Copies of IDS Information Disclosure 0. Drawing(s) (35 U.S.C. 113) Total Sheets 14 Statement (IDS)/PTO-1449 Citations **Preliminary Amendment** Oath or Declaration [Total Pages 3 Return Receipt Postcard (MPEP 503) Newly executed (original or ∞py) 12. (Should be specifically itemized) Copy from a prior application (37 C.F.R. § 1.63(d)) \* Small Entity Statement filed in prior application (for continuation/divisional with Box 16 completed) Statement(s) Status still proper and desired **DELETION OF INVENTOR(S)** (PTO/SB/09-12) i. Certified Copy of Priority Document(s) Signed statement attached deleting (if foreign priority is claimed) inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b). 15. Other: NOTE FOR ITEMS 1 & 13 IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28). 16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment: of prior application No: \_09/152,160 Continuation Divisional Continuation-in-part (CIP) Group / Art Unit: 1622 Bansal, G. Prior application information: Examiner For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts. CORRESPONDENCE ADDRESS X Correspondence address below Customer Number or Bar Code Labe! (Insert Customer No. or Attach bar code label here) Arles A. Taylor, Jr. Name IENKINS & WILSON, P.A Suite 1400 University Tower Address 3100 Tower Boulevard 27707 State NC Zip Code City Durham 001-919-419-0383 001-919-493-8000 Fax USA Telephone Country

Name (Print/Type) Arles A. Taylor, Jr.

Signature

Registration No. (Attorney/Agent) 39,395

Date 3/1/2-000

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## 

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March 1, 2000

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Patent and Trademarks, Washington, D.C. Lillian S. Glenn

Assistant Commissioner for Patents BOX PATENT APPLICATION Washington, D.C. 20231

Re: U.S. Continuation Patent Application based

on U.S. Patent Application Serial No. 09/152,160 for

MODULATION OF ENDOTHELIAL CELL SURFACE RECEPTOR

**ACTIVITY IN THE REGULATION OF ANGIOGENESIS** 

Our File No. 1242/12/2 CIP

Sir:

RICHARD E. JENKINS

JEFFREY L. WILSON

JENNIFER L. SKORD

DAVID P. GLOEKLER

GREGORY A. HUNT

ARLES A. TAYLOR, JR.

J. ERIK FAKO\* (PATENT AGENT)

\*ADMITTED ONLY IN MASSACHUSETTS

#### Please find enclosed the following:

- A U.S. Continuation patent application for MODULATION OF ENDOTHELIAL CELL SURFACE RECEPTOR ACTIVITY IN THE REGULATION OF ANGIOGENESIS (125 pages);
- 2. Fourteen (14) sheets of informal drawings;
- 3. An unsigned Declaration (Form PTO/SB/01, 3 pages);
- 4. An unsigned Small Entity Statement (2 pages);
- 5. Utility Patent Application Transmittal Form (Form PTO/SB/05);
- 6. Fee Transmittal Form (Form PTO/SB/17);

Assistant Commissioner for Patents March 1, 2000 Page 2

- 7. A check in the amount of \$674.00 to cover the small entity application filing fee;
- 8. A return-receipt postcard to be returned to our offices with the U.S. Patent and Trademark Office date stamp thereon; and
- 9. A Certificate of Express Mail No.: EJ353687451US.

Please contact our offices if there are any questions.

Respectfully submitted,

JENKINS & WILSON, P.A.

Arles A. Taylor, Jr.

Registration No. 28,428

AAT/lsg

**Enclosures** 

PTO/SB/17 (6/99)

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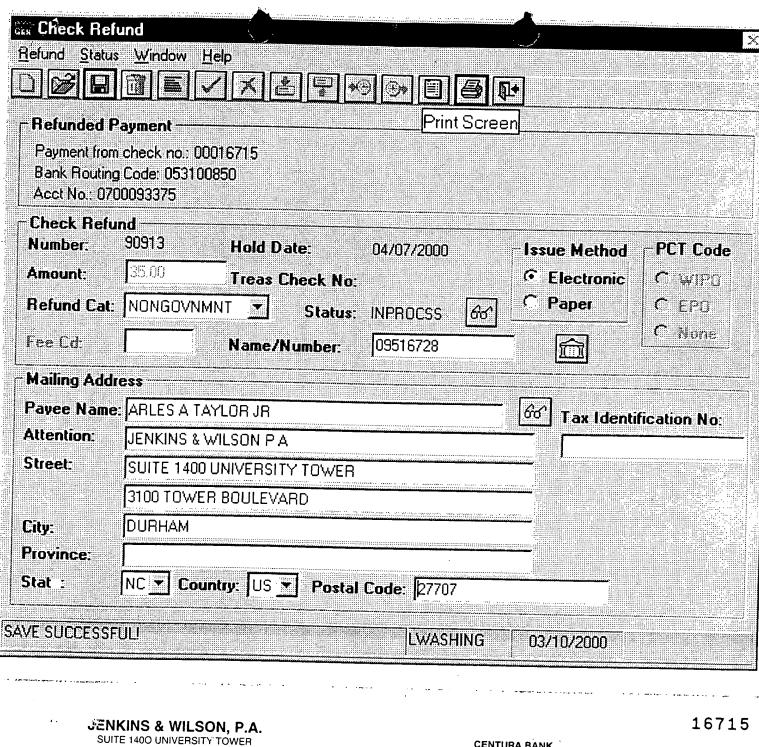
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>FEE TRANS</b>	MITTAL	Complete if Known		
_		Application Number		
for FY 1	999	Filing Date		
Patent fees are subject to a	nnual revision.	First Named Inventor	Thomas O. Daniel	
Small Entity payments <u>must</u> be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12.  See 37 C.F.R. §§ 1.27 and 1.28.		Examiner Name		
		Group / Art Unit		
TOTAL AMOUNT OF PAYMENT	(\$) 674 00	Attorney Docket No.	1242/12/2	

METHOD OF PAYMENT (check one)	FEE CALCULATION (continued)				
The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:	3. ADDITIONAL FEES Large Entity Small Entity Fee				
Deposit Account	Code (\$) Code (\$)	Fee Paid			
Number	105 130 205 65 Surcharge - late filing fee or oath	0.00			
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Name	139 130 139 130 Non-English specification	0.00			
Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17	147 2,520 147 2,520 For filing a request for reexamination	0.00			
	112 920* 112 920* Requesting publication of SIR prior to Examiner action	0.00			
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1. BASIC FILING FEE Large Entity Small Entity	117 870 217 435 Extension for reply within third month	0.00			
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101 700 001 000 111111 511 1	128 1,850 228 925 Extension for reply within fifth month	0.00			
101 760 201 380 Utility filing fee 380.00	119 300 219 150 Notice of Appeal	0.00			
107 480 207 240 Plant filing fee	120 300 220 150 Filing a brief in support of an appeal	0.00			
108 760 208 380 Reissue filing fee	121 260 221 130 Request for oral hearing	0.00			
114 150 214 75 Provisional filing fee	138 1,510 138 1,510 Petition to institute a public use proceeding	0.00			
01177741 (4) (6) 280 00	140 110 240 55 Petition to revive - unavoidable	0.00			
SUBTOTAL (1) (\$) 380.00	141 1,210 241 605 Petition to revive - unintentional	0.00			
2. EXTRA CLAIM FEES Fee from	142 1,210 242 605 Utility issue fee (or reissue)	0.00			
Extra Claims below Fee Paid	143 430 243 215 Design issue fee	0.00			
Total Claims 44 -20** = 24 × 9 = 216 Independent 5 -3** = 2 × 39 = 78	144 580 244 290 Plant issue fee	0.00			
Claims — — — — — — — — — — — — — — — — — — —	122 130 122 130 Petitions to the Commissioner	0.00			
Multiple Dependent =0	123 50 123 50 Petitions related to provisional applications	0.00			
**or number previously paid, if greater; For Reissues, see below Large Entity Small Entity	126 240 126 240 Submission of Information Disclosure Stmt	0.00			
Fee Fee Fee Fee Description Code (\$) Code (\$)	581 40 581 40 Recording each patent assignment per property (times number of properties)	0.00			
103 18 203 9 Claims in excess of 20	146 760 246 380 Filing a submission after final rejection (37 CFR § 1.129(a))	0.00			
102 78 202 39 Independent claims in excess of 3 104 260 204 130 Multiple dependent claim, if not paid	149 760 249 380 For each additional invention to be examined (37 CFR § 1.129(b))	0.00			
109 78 209 39 ** Reissue independent claims over original patent	Other fee (specify)	0.00			
110 18 210 9 ** Reissue claims in excess of 20 and over original patent	Other fee (specify)	0.00			
SUBTOTAL (2) (\$)294.00	Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$)0.00	)			
SUBMITTED BY Complete (if applicable)					
	Registration No.				

SUBMITTED BY	<u> </u>		Complete (i	f applicable)
Name (Print/Type)	Arles A. Taylor, Jr.	Registration No. (Attorney/Agent) 39,395	Telephone	001-919-493-8000
Signature	all a Taxon, O.		Date	3/1/2000



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AUTHORIZED SIGNATURE

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#### Practitioner's Docket No. 1242/12/2

#### **PATENT**

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Daniel, Thomas O.; Takahashi, Takamune; and Mernaugh, Raymond

Application No.:

Filed on:

Title:

MODULATION OF ENDOTHELIAL CELL SURFACE...

## STATEMENT CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(b)--NONPROFIT ORGANIZATION

I hereby state that I am an official empowered to act on behalf of the nonprofit organization identified below:

Name of Nonprofit:

VANDERBILT UNIVERSITY

Address of Nonprofit:

1207 17th Avenue South, Suite 210

Nashville, TN 37212

UNITED STATES OF AMERICA

#### TYPE OF NONPROFIT ORGANIZATION

University or Other Institution of Higher Education.

I hereby state that the nonprofit organization identified above qualifies as a nonprofit organization, as defined in 37 CFR 1.9(e), for purposes of paying reduced fees to the United States Patent and Trademark Office under Sections 41(a) and (b) of Title 35, United States Code, with regard to the invention described in the specification filed herewith, with title as listed above.

I hereby state that rights under contract or law have been conveyed to, and remain with, the nonprofit organization, with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. 1.9(c), if that person made the invention, or by any concern that would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e)

No such person, concern, or organization exists. I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Janis Elsner Vanderbilt University 1207 17th Avenue, Suite 210 Nashville, TN 37212 UNITED STATES OF AMERICA

SIGNATURE	Date